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**From:** 404Assumption-FL [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=656C71BFF2BA49BA85816E0A2AEAEC0B-404ASSUMPTI]  
**Sent:** 9/17/2020 4:12:38 PM  
**To:** John Kolan [jkolan@nocoattorneys.com]  
**CC:** 404Assumption-FL [404Assumption-FL@epa.gov]  
**Subject:** RE: Request To Assume Administration of a Clean Water Act Program: Florida

Mr. Kolan,

I've attempted to use the link in the FRN and it appears to be working at this point but I've pasted the link below as well. The site linked does have the August 27, 2020 memorandum by David P. Ross.

<https://www.epa.gov/cwa404g/consultation-cwa-section-404-program-requests-endangered-species-act-and-national-historic>

Thank you,

Kelly Laycock  
Wetlands Regulatory Section  
U.S. Environmental Protection Agency  
61 Forsyth St.  
Atlanta GA, 30303  
phone 404 562 9132

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**From:** John Kolan <jkolan@nocoattorneys.com>  
**Sent:** Wednesday, September 16, 2020 3:47 PM  
**To:** 404Assumption-FL <404Assumption-FL@epa.gov>  
**Subject:** Request To Assume Administration of a Clean Water Act Program: Florida

Kelly,  
Today's Federal Register announcement references an August 27, 2020 memorandum by David P. Ross regarding EPA's position on ESA Section 7 Consultation related to state Section 404 program assumption. The Notice provides a link for more information on EPA's position, but the link is not good. (It is also not clear whether this is a link to the cited Ross memorandum or something else.) I am curious whether you can provide me a valid link and also tell me how to obtain a copy of the Ross memorandum if it is not included in the link. (I tried several Internet searches as well as searches on EPA's website for the Ross memorandum, but turned up nothing.)

Thanks,  
John

**John A. Kolan**  
**Partner**

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